

CITY OF MILFORD
REGULAR MEETING
FEBRUARY 2, 2010
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Webermeier Library Building in said City on the 2nd day of February 2010 at 7:30 pm. Present were: Mayor Dean Bruha; Council members: Jeff Baker, Rick Fortune, Jeff Heckman, Dan Kral; Attorney Robert Blevens; Chief of Police Forrest Siebken; Maintenance Supt. Mark Frey and City Clerk Jeanne Hoggins. Also present: Nancy McGill with the press.

Notice of the meeting was given in advance thereof by publishing in the Milford Times; a designated method for giving notice, as shown by the Affidavit of Publication attached to these minutes. Notice of the meeting was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and the agenda is attached to these minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

CALL TO ORDER: Mayor Bruha called the meeting to order at 7:30 p.m. Mayor Bruha publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act is available for review and is posted on the east wall of the Webermeier Community Meeting Room.

MINUTES: A motion was made by Kral and seconded by Fortune to approve the minutes of the January 5, 2010 meeting. Roll call vote: Kral yes, Fortune yes, Baker yes, Heckman yes. Motion carried.

PAYMENT OF BILLS, BOND PRINCIPAL AND INTEREST: A motion was made by Heckman and seconded by Kral that the following bills in the amount of \$48,202.66; Bond Principal of \$10,000.00; Interest of \$2470.00 and payroll in the amount of \$27,526.08 approved by the Auditing Committee be approved for payment. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

SALARIES:

49149	Mark Frey	1466.20
49150	Forrest K Siebken	1379.08
49151	Mavis Lynn Ferris	16.75
49152	Jeanne M Hoggins	1359.30
49153	Gary Lee TeSelle	999.61
49154	Robert L Hull	906.17

49155	Beverly J Wehrs	446.53
49156	David R Dahle	1227.05
49157	Philip Winkelmann	1006.91
49158	George A Matzen	491.77
49159	Tracy L Yeackley	691.93
49160	Julia M Wang	22.91
49161	Courtney L Bashore	93.74
49162	Anna E Tremmel	93.74
49163	Tiffany Fougeron	297.68
49164	Benjamin L Rediger	892.83
49165	Craig A Corder	1018.89
49166	Jay DJ Stoll	976.36
49173	Mark Frey	1466.20
49174	Forrest K Siebken	1379.08
49175	Mavis Lynn Ferris	60.25
49176	Jeanne M Hoggins	1359.30
49177	Gary Lee TeSelle	977.20
49178	Robert L Hull	905.17
49179	Beverly J Wehrs	540.63
49180	David R Dahle	1064.14
49181	Philip Winkelmann	1006.91
49182	George A Matzen	596.17
49183	Tracy L Yeackley	687.57
49184	Courtney L Bashore	113.82
49185	Anna E Tremmel	107.13
49186	Tiffany Fougeron	304.62
49187	Benjamin L Rediger	835.41
49188	Craig A Corder	1018.89
49189	Jay DJ Stoll	973.36
49191	Ricky G Fortune	138.52
49192	Dean A Bruha	184.70
49193	Jeffrey M Baker	138.52
49194	Jeff L Heckman	138.52
49195	Dan V Kral	138.52
GENERAL FUND:		
49099	Chris Coleman – WA/SW Deposit Refund	62.62
49100	Kyle R Kruger – WA/SW Deposit Refund	59.43
49101	Brett Muller – WA/SW Deposit Refund	58.31
49102	Kyle Newland – WA/SW Deposit Refund	45.70
49103	Mark Smith – WA/SW Deposit Refund	59.43
49104	Trevor Spenner – WA/SW Deposit Refund	62.62

49105	Nicholas Sudrla – WA/SW Deposit Refund	59.03
49106	Lee Weaver – WA/SW Deposit Refund	56.24
49107	Logan Wendland – WA/SW Deposit Refund	33.34
49108	U.S. Postmaster – Utility Billing Postage	166.36
49109	American Legal Publishing – Code of Ordinances	990.00
49110	ASCAP – License Fee (Radio) 2010	305.00
49111	Ameritas Group – Dental & Vision	956.60
49112	Black Hills Utility Holdings – Service for December	424.86
49113	Bob’s Automotive – Oil, Filter, Lube	75.00
49114	Central States Lab – Triple Melt, Gloves	4149.36
49115	Constellation NewEnergy – Service for November	1554.75
49116	Crestview Care Center – December Meals	598.50
49117	Culligan Water Conditioning – Soft Water	20.00
49118	Deep Rock – Drinking Water	31.25
49119	Diode Communications – Service for December	54.16
49120	Eakes Office Plus – Paper	39.99
49121	Earl Carter Lumber – Transmitter, Shovels, Scrapers	356.60
49122	Farm Plan – Gator Parts	107.25
49123	Farmers Cooperative – Gas/Diesel for December	2040.61
49124	Great Plains-One Call – Meet Request	7.07
49125	Ikon Office Solutions – Lease Rental	529.20
49126	Lauber Funeral Service – Disinterment	458.00
49127	Linweld – Pure Med Gas, High Press	173.40
49128	Lynn Peavey Company – Bat Kits	15.96
49129	Martin Excavating – Haul Snow, Clear Intersections	700.00
49130	Midwest Mailing Solutions – Sponge for Machine	270.45
49131	Milford Fire & Rescue – NEMSA-W. Stohlmann	140.00
49132	NE Dept of Revenue – Sales Tax for December	1730.76
49133	Nebraska Motor Parts – Drill Bits, Batteries, Rope	430.55
49134	NPPD – Service for December	4743.10
49135	Nebraska Tech & Telecomm – Service for December	409.51
49136	VOID	
49137	Pizza Kitchen – Catered Meal 12/31/09	98.50
49138	RecycleLink – Recycle Service	32.00
49139	Roxanne Roth – Cleaning Services	305.00
49140	Seward Co PPD – Wells 1 & 2	363.36
49141	Seward County Independent – Notices, Envelopes	297.30
49142	Shell Fleet Plus – Fuel Expense	105.73
49143	Subway Motors – Auto Repairs	40.26
49144	The Garbage Company – Service for December	139.35
49145	Toby Pickerill – Batteries for Air Pack	59.91

49146	Troy Pickerill – Batteries	60.78
49147	Verizon Wireless – Cellular Phone	120.24
49148	Windstream Nebraska – Local/Internet, Library Phone	250.05
49167	Ameritas Group – Pension, PensionX	1662.98
49168	Aflac – Dis,Cancer, Acc, Supplemental	463.96
49169	Coventry Health Care – Health Insurance	10993.10
49170	Fort Dearborn Life Insurance – Life Insurance	113.52
49171	Mutual of Omaha – Disability	23.94
49172	Shell Fleet Plus – Fuel Expense for December	699.81
49190	Ameritas Group – Pension, PensionX	1662.98
49196	American Chemicals, Inc. – Metal Coating	910.65
49197	Baker & Taylor – Books	484.63
49198	Blevens Law Office – Legal Service for January	350.00
49199	Blue River Transmissions – Cruiser Repair	478.73
49200	MBN – Magazine Subscription	72.00
49201	Emergency Medical Products, Inc – Gloves, Blankets	561.79
49202	Gale – Books	70.11
49203	George Matzen – Stapler, Toner Cartridge	184.69
49204	GreatAmerica Leasing Corp – Meter Rental	80.00
49205	Hampton Inn-Kearney – Hotel for W. Stohlmann	139.90
49206	Hawkins, Inc – Azone 15	561.50
49207	Heartsong Presents – Books	10.99
49208	JR Welding – Repair Bracket	91.10
49209	Meyer Laboratory, Inc. – Ice Melt	1096.50
49210	Midwest Service & Sales Co. – Truck Chains	617.44
49211	Chamber of Commerce – ’10 Membership Dues	75.00
49212	Milford Plumbing Inc – Ball Valve, Nipple	17.25
49213	Milford School Dist. #5 – Parking Fines, Tobacco Lic	95.00
49214	Mother Earth News – Magazine Subscription	10.00
49215	Municipal Supply Inc of NE – Repair Clamp	137.89
49216	Nebraska Public Health – Coliform Test	32.00
49217	NMC – Weld on Weight Bracket	420.23
49218	Rep Co Marketing – Simulator Solutions	35.75
49219	Roxanne Roth – Cleaning Services	250.00
49220	Sack Lumber Company – Insulation	92.97
49221	Seward County Independent – Subscriptions	125.00
49222	The Milford Free Press – Want Ad	18.38
49223	Union Bank – Gary TeSelle Acct & Medicare Part D	447.20
49224	Uribe Refuse Services Inc – Garbage Pickup	37.00
49225	Walmart Community – Books & DVDs, Whiteboard	97.56

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Housing Authority minutes for January 14, 2010; Library Board Minutes for January 26, 2010; Milford Aging Services Board minutes for January 26, 2010; Police Dept. activity report for January 2010; Milford Rescue NARSIS report for January 2010. Kral updated the Council on the statistics of the Fire Dept. runs for 2009. Frey noted that they are focusing on equipment repair and also noted a water main broke on Cayuga. Chief Siebken reviewed the January activity report. Heckman reported that the Pool Board hosted a fund raiser on January 15, 2010 featuring the Harlem Ambassadors basketball team. There was a good showing but only about half of last year's attendance due to a boys and girls basketball game. The event profited close to \$3,000.00. Heckman praised the Pool Board for their hard work. "They did an excellent job." Interviews were held for the Assistant Library Director position. The Energy Efficiency Grant has been submitted to SENDD. The scope of the project includes replacing all the current light bulbs, installing beams in the ceiling to insulate the roof and replace all the windows and doors. The grant is an 80/20 split with the cities portion at roughly \$41,000. Awarding of the grant will take place either in May or June 2010. Funds will be available the end of the 3rd quarter and a proposed completion date is end of the year 2011. Fortune noted that water and sewer are still in hibernation but the search for a mobile generator is still underway.

COMMUNICATIONS: *Sales tax received for the month of November 2009 was \$9,233.58. *NRD is working on a detailed analysis mapping of this area. They have been out to tour the area south of the college and plan to haul out the accumulated debris that has been piled in the flood plain area.

PUBLIC HEARING:

One & Six Year Plan: Mayor Bruha opened the public hearing for the One & Six Year Plan at 7:50 pm. He noted that our plan is basically maintenance and upkeep. Some discussion was held regarding patching the potholes along the Hwy 6 curve. With no further discussion Mayor Bruha closed the public hearing at 7:53 pm.

UNFINISHED BUSINESS:

Discuss Park Closings: Discussion picked up from last month. Fortune thought it would be hard to close the parks as there are no gates and there is a sidewalk running directly thru the park for people on foot. Surveillance cameras were discussed as a means of catching the act of vandalism any time of the day. It is not Baker's intent to disregard patrolling the parks but to make contact with individuals at 2:00 and 3:00 am and ask them to leave. The amount of money that will be put into the parks in the next few years will make a nice improvement and limiting vandalism would save everyone

money to repair or replace damaged items. Siebken requested no specific age limit if parks are closed. If they are closed than they are closed to everyone. The Police Dept. already makes contact with individuals that are hanging out in the Park late at night. Siebken noted that the traffic in the park is worse after school than late night. Heckman noted that it is pretty dark back by the playground equipment at Welch Park and he sees the Police Dept. patrolling around the concession stand. There is limited traffic at Welch Park late at night. Heckman also commented on the angled sidewalk thru the middle of the park. Baker mentioned that the Parks in Lincoln close at 11:00 or 12:00 midnight. Again he noted that his concern isn't the citizens just walking thru the park but the ones lighting fire to trash cans or playing basketball at 1:00 am. Baker spoke at the Kiwanis meeting and mentioned the consideration of closing the parks, he received positive feedback from the members. Instead of spending several thousand dollars on a surveillance system, closing the parks in the evening may remedy a problem. Kral was for the surveillance system and Heckman opposed it. A motion was made by Baker and seconded by Heckman to have Attorney Blevens draft an ordinance to close all municipal parks from 12:00 midnight to 6:00 am. Roll call vote: Baker yes, Heckman yes, Fortune no, Kral no, Bruha yes. Motion carried.

NEW BUSINESS:

Introduction and Adoption of Resolution – LEOP:

RESOLUTION NO. 453

Council member Fortune offers the following resolution and moves its adoption, seconded by Council member Kral:

RESOLVE: That in order to provide for a coordinated response to a disaster or emergency in Seward County, the City of Milford and other cities and villages in Seward County, the Milford City Council deems it advisable and in the best interests of the community and the County to approve the attached Seward County Local Emergency Operations Plan.

Upon roll call vote as follows: Fortune yes, Kral yes, Baker yes, Heckman yes. Motion carried.

PASSED AND APPROVED THIS 2ND DAY OF FEBRUARY, 2010.

Attest: _____

City Clerk

Mayor

(SEAL)

Introduction and Adoption of Resolution – One & Six Year Plan:

RESOLUTION NO. 454

The following resolution was introduced by Heckman, who moved its adoption, seconded by Kral,

“WHEREAS, the City Street Superintendent has prepared and presented a One Year and Six year Plan for Street Improvement Program for the City of Milford, Nebraska, and

WHEREAS, a public meeting was held on the 2nd day of February, 2010, to present this plan and there were no objections to said plan;

THEREFORE, BE IT RESOLVED BY THE Mayor and City Council of Milford, Nebraska, that the plans and data as furnished are hereby in all things accepted and adopted.”

Upon roll call vote as follows: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

Attest: _____

City Clerk

Mayor

(SEAL)

Appointments & Reappointments: A motion was made by Fortune and seconded by Heckman to accept the Mayor’s recommendation to reappoint Jean Ferrill and Roger Kontor to the Planning & Zoning Board with their term expiring 2/1/2013. Roll call vote: Fortune yes, Heckman yes, Baker yes, Kral yes. Motion carried.

A motion was made by Fortune and seconded by Kral to accept the Mayor’s recommendation to reappoint Jean Ferrill and Gleason Grimes to the Board of Adjustments with their term expiring 2/1/2013. Roll call vote: Fortune yes, Kral yes, Baker yes, Heckman yes. Motion carried.

A motion was made by Heckman and seconded by Kral to accept the Mayor’s recommendation to reappoint Craig Bontrager to the Pool Board with his term expiring 2/1/2013. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

A motion was made by Fortune and seconded by Heckman to accept the Mayor’s recommendation to reappoint Willis Heyen and appoint Gwen Hershberger to the Milford Aging Services Commission with their term expiring 1/1/2012. Roll call vote: Fortune yes, Heckman yes, Baker yes, Kral yes. Motion carried.

Discuss Snow Removal Opportunities: Heckman questioned what can be done to get the snow pushed back further to access mailboxes. Kral noted that it is the home owner’s responsibility to clean an area around the mailboxes. Frey explained that given the fact that the mailboxes are so close to the curb there is no way to get any closer without #1 – possibly hitting the

mailbox with the blade or #2 – knocking the mailbox over with the impact of the snow. Fortune didn't think the City needed to set policy over an issue that was caused by an unusual amount of snow. Normally this isn't an issue with the amount of snow we've had in the past. Discussion was held regarding making 1 pass thru Linden Village. The Board would like to see 2 passes made thru Linden Village but Linden Village is private property and a private drive and the City has in the past only agreed to make 1 pass for emergency reasons. Bruha noted all the areas that should be included in the "seasonal letter". Ex: Parking and declaring a snow emergency, snow removal on sidewalks, mail boxes and private contractors pushing snow into street. Fortune stated that the City should look into purchasing a bobcat.

Rehire Josh Urbanec as Recreation Director: A motion was made by Baker and seconded by Fortune to approve rehiring Josh Urbanec as the Recreation Director for the 2010 summer season at \$10.00 per hour. Roll call vote: Baker yes, Fortune yes, Heckman yes, Kral yes. Motion carried.

Hire Assistant Library Director and set wage: A motion was made by Heckman and seconded by Kral to approve hiring Jennifer Bialas at \$8.00 per hour as the Assistant Library Director and if she does not accept the position then approve hiring Sheri Rohrer at \$8.00 per hour. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

ADJOURNMENT: A motion was made by Fortune and seconded by Kral to adjourn the meeting. Roll call vote: Fortune yes, Kral yes, Baker yes, Heckman yes. Motion carried and meeting adjourned at 9:00 pm.

Jeanne Hoggins, City Clerk

Dean A. Bruha, Mayor

CERTIFICATION

I, the undersigned, City Clerk of the City of Milford, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on February 2, 2010 that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working

days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

(SEAL)

Jeanne Hoggins, City Clerk